
EDMONSON COUNTY WATER DISTRICT
OF
BROWNSVILLE, EDMONSON COUNTY, KENTUCKY

RATES, RULES AND REGULATIONS FOR FURNISHING
WATER SERVICE
IN
EDMONSON, GRAYSON, HART, BUTLER &
WARREN COUNTIES

Filed with the
PUBLIC SERVICE COMMISSION
OF THE
COMMONWEALTH OF KENTUCKY

ISSUED: February 7, 2003

EFFECTIVE: June 19, 2003

ISSUED BY EDMONSON COUNTY WATER DISTRICT

By: Harold S. Stewart
Harold S. Stewart, Chairman

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUN 19 2003

PURSUANT TO 807 KAR 5.011
SECTION 9 (1)

BY Charles H. Dore
EXECUTIVE DIRECTOR

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

The following are the rules and regulations of the Edmonson County Water District. These rules and regulations are subject to change by the Water District Commissioners at any time subject to the approval of the Public Service Commission.

PART I - GENERAL RULES AND REGULATIONS

- A. All taps and connections to the mains of the District shall be made by and/or under the direction and supervision of District personnel.
- B. Applications for service or extensions of service shall be made using the Contract for Water Service Form, New Line Extension Contract Form, New Line Extension Contract for Developers Form, or Water Hydrant Agreement according to the type and nature of the service or extension of service requested. For new retail customers of the Water District the minimum bill shall be payable for thirty-six months even if no water is used.
- C. Water service may be discontinued by the District for the violation of any rule, regulation, or condition of service, including, but not limited to the following prohibited acts:
1. Misrepresentation in the application or contract as to the property or fixtures to be supplied or additional use to be made of water.
 2. Failure to report to the District additions to the property or fixtures to be supplied or additional use to be made of water.
 3. Resale of water.
 4. Waste or misuse of water due to improper or imperfect service pipes or failure to keep said pipes in suitable state of repair.
 5. Tampering with meter, meter seal, service, or valves or permitting such tampering by others.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

ISSUED BY Harold S. Stewart, HAROLD S. STEWART, CHAIRMAN BY SECTION 4(1)
SECRETARY OF THE COMMISSION

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. _____
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s) . _____

EDMONSON COUNTY WATER DISTRICT RULES AND REGULATIONS

6. Connections, cross-connections, or permitting the same, of any separate water supply to premises which receive water from the District.
 7. Non-payment of bills.[org- 2]
- D. Each customer of the District shall be required to pay a membership fee in the amount of \$25.00 which shall remain on deposit with the District and refunded to the customer upon termination of service, less such amounts as may be due and owing the District. All such membership fees shall bear interest at a rate that is negotiated annually with the bank that is the depository for the membership account.
- E. Any customer desiring to discontinue the water service to his premises for any reason must give notice of discontinuance at the business office of the District in writing; otherwise a customer or property owner shall remain liable for all water used and service rendered by the District until said notice is received by the District.
- F. Bills and notices relating to the conduct of the business of the District will be mailed to the customer at the address listed on the user's agreement unless a change of address has been filed with the District in writing; and the District shall not otherwise be responsible for delivery of any bill or notice nor will the customer be excused from the payment of any bill or any performance required in said notice.
- G. Billing and Disconnect:
- (C) 1. Bills for water service are due and payable at the office of the District or to any designated agent on the date of issue. Bills will be mailed once each month.[org- 2a] Meters that are installed 20 days or more before the latest bill date of each billing cycle will receive a water bill the first month with other customers billed the following month. The Water District shall read the meters for the first billing cycle of the month between the 2nd and 15th of each month and [org- 3] the meters for the second billing cycle of the month between the 17th and last day of the month.. Bills shall be mailed within five days after the close of the reading cycle. The past due date shall be the 28th for bills mailed for the 15th of the month cycle and the 13th for bills mailed for the last day of the month cycle. Bills must be received in the office at the close of a business

DATE OF ISSUE JANUARY 14, 2003; EFFECTIVE DATE: JUNE 19, 2003

ISSUED BY Harold S. Stewart, HAROLD S. STEWART, CHAIRMAN

PUBLIC SERVICE COMMISSION
OF KENTUCKY
OFFICE

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY

CASE NO.2003-00119 DATED JUNE 19, 2003.

JUN 19 2003

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

BY Thomas L. Dyer
EXECUTIVE DIRECTOR

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. _____
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EDMONSON COUNTY WATER DISTRICT RULES AND REGULATIONS

day to receive the discounted rate. If the due date should fall on a day when the District Office is closed, then the due date shall be the immediate next business day. All wholesale and retail customers shall pay a ten percent (10%) penalty if the bill is not paid by the discount date. Wholesale customers meters will be read and mailed the last workday of the month with disconnect day to be the 30th of the following month.

- (C) 2 Whenever rates and charges remain unpaid after due date, the property and the owner thereof, as well as the user of the services and facilities shall be delinquent until such time as all such rates and charges are fully paid under the authority of *Puckett vs. Muldraugh*, Ky., 403 S.W.2d 252 (1966). The district shall serve the delinquent customer a written, final notice of said delinquency. The delinquency notice will be mailed for each billing cycle between five and ten days after the billing cycle's due date, with the date of disconnect to be ten days after the date the notice was mailed. If a delinquent bill is not paid within ten days after date of such final notice, the water supply to any delinquent customer shall be discontinued without further notice, and not reconnected until all delinquent charges, including penalty and reconnect fees are paid in full.
3. When property is being served during the term of a water user's contract, which shall be for a period of not less than thirty-six (36) months, the District shall have a lien on the property being served by the District for the unpaid portion of the unexpired term of the contract, and notice of said lien shall be filed in the county wherein the service is located. Upon the expiration of the term with no delinquency, the District shall release the lien at no cost to should the customer desire a release prior to the expiration of the term for [org- 4] any reason or after the term, if the customer is delinquent, the customer shall pay the costs of releasing the lien in an amount equal to the fees charged by county clerks for such releases. The commission of the District may designate a county clerk, his/her successors in office, as attorney in fact for the District to release said liens upon oral authorization of the District Manager.

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EFFECTIVE

CASE NO. 2003-00119 DATED JUNE 19, 2003.

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PURSUANT TO 807 KAR 5:011
SECTION 9(1)

BY Charles L. Dow
EXECUTIVE DIRECTOR

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Canceling P.S.C. No. 90-051
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EDMONSON COUNTY WATER DISTRICT
RULES AND REGULATIONS

- H. Where the water supply to a delinquent customer has been disconnected by request or for non-payment of a delinquent bill, charge in accordance with the Reconnect Charges /---

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CASE NO.2003-00119 DATED JUNE 19, 2003.

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PURSUANT TO 807 KAR 5.011
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BY Charles H. Brown
EXECUTIVE DIRECTOR

EDMONSON COUNTY WATER DISTRICT

RULES AND REGULATIONS

contained will be made for re-connection of water service and re-connection shall not be made until the requirements of paragraph F of these rules and regulations have been complied with.

- I. All final bills not paid within thirty (30) days will cause the customer to be removed from membership with the final bill to be paid from the membership deposit with the balance, if any, mailed to the last, known address. If there is a balance of less than \$1.00, no refund shall be made.
- J. The Great Onyx Job Corps Center is responsible for reading its own meter on the fifteenth of each month and calling in this reading in order for its bill to be prepared and mailed earlier. The District will check the meter reading when that meter route is read for verification of the reading. The disconnect date will be the 30th of the following month.
- K. The District reserves the right to request a nominal sum to be placed on deposit with the District for the purpose of establishing or maintaining any customer's credit.
- L. All meters shall be installed, renewed, and maintained at the expense of the District, but the District reserves the right to determine the size and type of meter used. [org- 5]
- M. Upon written request of any customer, the meter serving said customer shall be tested by the District. Such test shall be made without charge to the customer if the meter has not been tested within 12 months preceding the requested tests otherwise a charge of \$50.00 will be made and then only if the test indicates meter accuracy within the limits of 2%. If a meter is inaccurate in excess of 2%, adjustments shall be made in accordance with the regulations of the Public Service Commission pursuant to 807 KAR 5:066, § 9(C).
- N. Where a meter has ceased to register, or a meter reading could not be obtained, the quantity of water consumed will be based upon an average of the prior twelve (12) months' consumption and the conditions of water service prevailing during the period in which the meter failed to register.
- O. The District shall make all reasonable efforts to eliminate interruptions of service and when such interruptions occur will endeavor to re-establish service with the shortest possible

PUBLIC SERVICE COMMISSION
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DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE: -

ISSUED BY Harold S. Stewart, HAROLD S. STEWART, CHAIRMAN

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

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EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

delay. When the service is to be interrupted all consumers affected by such interruption will be notified in advance whenever it is possible to do so.

- P. The District shall in no event be held responsible for any claims made against it by reason of the breaking of any mains or service pipes or by reason of any other interruption of the supply of water caused by the failure of machinery or stoppage for necessary repairs. No persons shall be entitled to damages nor for any portion of a payment refunded for any interruption of service which in the opinion of the District may be deemed necessary.
- Q. Customers having boilers and/or pressure vessels receiving a supply of water from the District must have a check valve on the water supply line and a vacuum valve on the steam line to prevent collapse [org- 6] in case the water supply from the District is discontinued or interrupted for any reason. with or without notice.
- R. The premises receiving a supply of water and all service lines, meters and fixtures including any fixtures within said premises, shall at all. reasonable hours be subject to inspection by the District should the District have reason to believe that unauthorized use of water is occurring.
- S. Piping on the premises of a customer must be so installed that connections are conveniently located with respect to the District lines and mains. The customer shall provide a place for metering which is unobstructed and accessible at all times.
- T. The customer's service line shall be installed and maintained by the customer at his own expense in a safe and efficient manner and in accordance with the District rules and regulations and with the regulations of the Department of Health.
- U. If any loss or damage to the property of the District or any accident or other injury to persons or property is caused by or results from the negligence or want of care of the customer, members of his household, his agent or employee the cost of the necessary repairs or replacements shall be paid by the customer to the District and any liability otherwise resulting shall be that of the customer.
- V. Water furnished by the District may be used for domestic consumption by the customer,

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OF KENTUCKY
EFFECTIVE

FEB 19 2002

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ISSUED BY Harold S. Stewart, HAROLD S. STEWART, CHAIRMAN

BY: Stephan B. Bell
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- RULES AND REGULATIONS

member of his household, and employees only. The customer shall not sell the water to any other person.

- W. All customers shall grant or convey or shall cause to be granted or conveyed to the District a perpetual easement and rights of way [org- 8] across any property owned or controlled by the customer wherever said easement or right of way is necessary for the District water facilities and lines so as to be able to furnish service to the customer.
- X. Complaints may be made to the manager of the system whose decision may be appealed to the Commission of the District within ten days of the decision of the manager; otherwise, the decision of the manager will be final. Each customer shall continue to have the right to appeal any decision of the District to the Public Service Commission in accordance with its regulations.
- Y. A customer who requests service whose property line is over 100 feet from the water main must sign an agreement between the Water District and the property owner (customer) as to what each party will be responsible for. (Copy Attached) This contract was approved by order of the Public Service Commission in 90-114, dated July 9, 1990.
- Z. All new signers are required to submit proof that an inspection permit has been applied for from the appropriate Health Department, and such permit must be presented before a meter can be purchased. Any customer not required by law to have an inspection permit from the Health Department must purchase a permit from the Water District. (Copy of Inspection Requirements attached.) [rev - 7]
- AA. All land owners are responsible for the cost of repairing or replacing any damaged meter box or boxes on their property, if found to be responsible for said damage.
- BB. Subject to the approval of the District or its manager, customers may move meters at their own expense.
- CC. A fee of \$20.00 shall be charged for each returned check.
- DD. A copy of the Water Service Contract and Easements now in effect shall be attached to

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 60.11,
SECTION 9 (1)

BY: Stephen D. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

ISSUED BY Harold S. Stewart, HAROLD S. STEWART, CHAIRMAN

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

these Rules and Regulations. There shall be a separate contract for those customers who desire a meter two inches or larger in size, a copy of said contract is attached to these rules and regulations.

- EE. A set of suggested plans and specifications for the construction of service and transmission lines, etc., shall be attached to these rules and regulations and made a part thereof as though fully set forth herein.
- FF. Any person interested in paying all expenses for constructing a water main to their property location may do so with the clear understanding that the line shall become the property of the District. The District has adopted a contract for this purpose. (A copy of the agreement is attached.) This contract was approved by order of the Public Service Commission in 90-114, dated July 9, 1990.
- GG. The rates in effect are attached hereto and made a part hereof. (See Sheet 10 of these Rules and Regulations.)

PART II - FIRE PROTECTION

SECTION ONE: FIRE SPRINKLER SYSTEMS:

A. The Water District will permit the installation of fire Sprinkler System provided that the following requirements are met:

- 1) A professional engineer with a Kentucky registration must certify that the flow rate is sufficient to meet the legal requirements for said system.
- 2) The total cost of installation including the engineer's certification shall be paid by the customer in lieu of a tap on fee charge.
- 3) No domestic water shall be used from the fire sprinkler line unless the line is tapped and a meter installed for such use.

B. The fire sprinkler main line, valves and appurtenances to the valve past the domestic meter shall become the property of the water district. The water main from the valve past the domestic

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ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

PURSUANT TO 807 KAR 60.11,
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EDMONSON COUNTY WATER DISTRICT

RULES AND REGULATIONS

meter, any appurtenances attached thereto and the fire sprinkler system shall be owned by the customer and must be properly maintained. If the customer fails to maintain said system, the water district shall have the right to discontinue service and notify the fire chief of the district within which the premises is located, the casualty insurance carrier, and the owner of the premises of said discontinuance. It shall be the responsibility of the customer to keep the water district notified of the name and address of the casualty insurance carrier.

C. If a fire occurs and the sprinkler system uses water, then the local fire department will estimate the number of sprinkler heads, time and rate of flow and submit the estimation to the water district. The water district will bill the customer for the amount of water used according to the water district's standard water rate in effect on the date of the fire and as previously approved by the Public Service Commission.

D. The water district does not guarantee a water supply including the supply to the customer's fire protection system at any particular flow rate or pressure. The fire flow may vary depending on other water demands on the system, various water facility limitations or other circumstances, including, but not limited to, water main line breakage, pump failure, power failure, etc. The customer will indemnify and hold harmless the water district and its employees from and against all claims, damages, losses and expenses incurred as a result of insufficient water supply or deficient system facilities.

E. The fire sprinkler system tap on fee shall be the actual cost of installation and any professional fees and expenses.

SECTION TWO: HYDRANTS

1. Fire Hydrants:

The water district will install fire hydrants on six (6") inch lines or larger for fire department or others provided the water district is paid the special installation charge as in effect on the date of application in the district's tariffs, and that the total cost of installation including the engineer's certification that the flow rate from the hydrant will meet the requirements of the Kentucky Public Service Commission. (PSC) 807 KAR 5:066 § 10(2)(b).

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

ISSUED BY Harold S. Stewart, HAROLD S. STEWART, CHAIRMAN

BY: Stephen D. Bell
SECRETARY OF THE COMMISSION

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EDMONSON COUNTY WATER DISTRICT

RULES AND REGULATIONS

A. New Fire Hydrants:

1. A new fire hydrant will not be installed unless:

a. A professional engineer with a Kentucky registration has certified that the system can provide a minimum fire flow of 250 gallons per minute, and

b. The system supporting this flow has the capability of providing this flow for a period of not less than two (2) hours plus normal domestic consumption at the maximum daily rate.

2. The hydrants may be installed by the water district or the water district may obtain a contractor for the installation.

B. Previously Installed Fire Hydrants:

1. Fire Hydrants installed on 6" or larger line prior to the approval date by the PSC of these rules and regulations, that have a fire flow rate that meets 807 KAR 5:66 section 10(2)(b)

a. A professional engineer with a Kentucky registration shall certify that the existing system can provide a minimum fire flow of 250 gallons per minute, and

b. The system supporting this flow has the capability of providing this flow for a period of not less than two (2) hours plus consumption at the maximum daily rate.

2. Such hydrants will be identified by color code and the fire departments advised in writing of the fire hydrant locations.

3. Fire hydrants installed on 6" line or larger prior to the approval date by the PSC of these rules and regulations, that have a flow rate of less than 250 gallons per minute at 70 PSI residual pressure will be identified by color code and the fire departments advised in writing of the fire hydrant location. These hydrants are to be used as fill hydrants only.

PUBLIC SERVICE COMMISSION
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C. Use of Fire Hydrants:

Fire hydrants are to be used and operated only for fighting fires and training by fire

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ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

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EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

departments.

2. Fill Hydrants:

The water district will install fill hydrants on three (3") inch, or larger mains that do not otherwise meet the fire flow criteria, for fire departments or others provided the water district is paid the special installation charge as in effect on the date of application in the district's tariffs.

A. A fill hydrant is a hydrant installed prior to the approval date by the PSC of these rules and regulations, which was to be used to fill fire trucks by gravity flow only and were installed on 4" lines or larger lines if the lines do not meet the required fire flow. These hydrants will be identified by color code and the fire departments advised in writing of each such hydrant's location.

B. While fill hydrants are provided as a service to the public within the water district's service area, and because of the potential for damage to the water district's system and the unmetered use of water, these hydrants are only to be used and operated for fighting fires and training by fire departments.

3. As a service to the public within its service area, the water district will provide water to fight fire free of charge not to exceed 100,000 gallons per fire. In the event that more than 100,000 gallons are used in fighting a fire, the owner of the property where the fire occurs shall pay for all of the water used in accordance with the water district's standard water rate in effect on the date of the fire and approved by the PSC.

4. Hydrants shall not be used by any contractor, property owner, governmental agency, individual or others to service water for any purpose. The use of a hydrant by anyone other than properly authorized fire department personnel for fighting a fire or training, or by a representative of the water district, shall be considered as "theft of service" and prosecuted in accordance with the laws of the Commonwealth of Kentucky.

5. The fire departments utilizing fire hydrants or fill hydrants connected to the water district's water main shall maintain a record of any water used. The fire department will report the date and gallons used to the water district by the 5th of the month for the preceding month. Forms will

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EFFECTIVE
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PURSUANT TO 207 KAR 5011
SECTION 9(1)
BY: [Signature] BCL
SECRETARY OF THE COMMISSION

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

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ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. 11
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s): NA

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

be provided by the water district and the fire departments shall report even if there is no usage.

6. The water district does not guarantee a water supply including the supply to the customer's fire protection system at any particular flow rate or pressure. The fire flow may vary depending on other water demands on the system, various water facility limitations or other circumstances (including but not limited to water main line breakage, pump failure, power failure, etc.) The customer will indemnify and hold harmless the utility and its employees from and against all claims, damages, losses, and expenses incurred as a result of insufficient water supply or deficient system facilities.

7. Fees and Charges:

Fire hydrant installation fee - \$200.00, plus actual cost.

Fill hydrant installation fee - \$175.00, plus actual cost.

8. Fire Departments:

A fire department is defined as:

Any municipal fire department, fire protection district fire department or volunteer fire department, which does not receive public funds from the Commonwealth of Kentucky, or any political subdivision thereof, for the purpose of offsetting fifty percent or more of its operational expenses.

9. A copy of the fire/fill hydrant contract is attached hereto as Exhibit _____.

PART III - ADJUSTMENTS.

II. Leak Adjustment - Any retail customer of the Water District that has a leak may request an adjustment on their water bill, providing:

1. That the customer has adequately maintained and protected their service lines, pipes and fixtures in a proper manner.

PUBLIC SERVICE COMMISSION
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ISSUED BY Harold S. Stewart, HAROLD S. STEWART, CHAIRMAN

PURSUANT TO 807 KAR 6.011
SECTION 9(1)
BY Stephen D. Bell
SECRETARY OF THE COMMISSION

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____.

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. 12
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s). NA

EDMONSON COUNTY WATER DISTRICT

RULES AND REGULATIONS

2. That the leak is repaired or the water service shut off within twenty-four (24) hours of the time the customer became aware of the leak.
3. Adequate freeze protection is provided;
4. The leak was not due to any construction activity on the part of any person other than the Water District;
5. That there has not been a previous adjustment due to leaking within a sixty (60) month period.

A customer may request one leak adjustment within a sixty (60) month period. Any leak that a customer chooses to pay for shall not be considered for an adjustment at a later date. Any adjustment request must be made at the time of receiving the monthly bill that reflects the leak and not later than the due date of the bill. In the event of an adjustment approved by the Water District, the customer shall pay an average monthly bill, being calculated by averaging the last twelve month usage, plus \$1.00 per 1,000 gallons for the balance of the meter reading above the average reading.

The customer shall provide evidence acceptable to the Water District of the leak and give its representatives the right to enter in and upon the premises for the purpose of evaluating the situation to determine if the leak meets the criteria as contained above.

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Revised Sheet No. 13
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s). _____

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

Service Run Fee

A Service Run Fee will be charged on special requests when the District is not at fault. The fees to be based on the distance (one-way) from the District Office to the location of the service:

0 - 10 Miles	\$ 20.00
10 - 20 Miles	27.50
Over 20 Miles	35.00

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P.S.C. KY NO. _____
Revised Sheet No. 14
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s) . _____

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

Meter Test Fee and Returned Check Charge

Meter Test Fee (if meter tests within accuracy limits)	\$ 50.00
Returned Check Charges	20.00

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PURSUANT TO KRS 100.021,
SECTION 9 (1)

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SECRETARY OF THE COMMISSION

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

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CASE NO. _____ DATED _____

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. 15
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s) . _____

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

Reconnect Charges

Where a service has been disconnected by reason of non-payment of a delinquent bill there will be a reconnect charge of: \$35.00. Where a service has been disconnected at the request of the customer there will be a reconnect fee of \$35.00.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY Stephen D. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

ISSUED BY: Harold S. Stewart HAROLD S. STEWART, CHAIRMAN

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____.

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. 16
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s) . _____

EDMONSON COUNTY WATER DISTRICT

RULES AND REGULATIONS

CLASSIFICATION OF SERVICE

Rates: Monthly

First 1,500 gallons	\$9.85 Minimum Bill
Next 6,500 gallons	4.25 per 1,000 gallons
Next 12,000 gallons	3.90 per 1,000 gallons
All over 20,000 gallons	2.90 per 1,000 gallons

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

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SECRETARY OF THE COMMISSION

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ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. 17
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s). _____

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

Wholesale Bulk Rate

City of Brownsville \$2.00 per 1,000 gallons

[Pursuant to Order of the P.S.C. in Case No. 2001-037, with a filing date of February 9, 2001.]

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 5011,
SECTION 9 (1)

BY Stephan B. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

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ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____.

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. 18
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s). _____

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

CONNECTION CHARGES

The following is a list of the tap fees charged for the different sizes of meters installed in the water system.

3/4" x 5/8" Meter	\$ 375.00
1" Meter	575.00
All Meters larger than 1"	Actual cost of materials and installation

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 5011,
SECTION 9(1)

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SECRETARY OF THE COMMISSION

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

ISSUED BY Harold S. Stewart HAROLD S. STEWART, CHAIRMAN

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____

For ENTIRE SERVICE AREA
P.S.C. KY NO. _____
Revised Sheet No. 19
Canceling P.S.C. No. 90-051
Original Sheet(s) No(s) . _____

EDMONSON COUNTY WATER DISTRICT

- RULES AND REGULATIONS

FIRE/FILL HYDRANT INSTALLATION CHARGES

Fire hydrant installation fee - \$200.00, plus actual cost.

Fill hydrant installation fee - \$175.00, plus actual cost.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 5011,
SECTION 9 (1)

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE OCTOBER 9, 2001; EFFECTIVE DATE:

ISSUED BY Harold S. Stewart HAROLD S. STEWART, CHAIRMAN

ISSUED BY THE AUTHORITY OF AN ORDER OF THE PUBLIC SERVICE COMMISSION OF KENTUCKY IN

CASE NO. _____ DATED _____

NEW LINE EXTENSION CONTRACT

This CONTRACT made and entered into by and between the EDMONSON COUNTY WATER DISTRICT, a municipal corporation of the Commonwealth of Kentucky, hereinafter called the "District," and

of _____, County of _____, Commonwealth of Kentucky _____, hereinafter called "Customer," whether one or more;

WITNESSETH: That

WHEREAS, The District is engaged in the treatment, transmission and sale of potable water;

WHEREAS, The Customer is the owner of real property near or adjacent to the service area of the District with a water transmission line within connecting distance;

WHEREAS, The Customer desires to receive water service, but the District has not the funds, equipment or manpower to lay and construct lines to serve the Customer; and

WHEREAS, The Customer is willing to construct and lay water transmission line or lines from the end of the District's line;

NOW, THEREFORE, THE PARTIES AGREE:

- 1) Customer shall prepare or cause to be prepared and submit plans for the construction of water transmission lines, which shall comply with all regulations of any responsible agency or agencies of the Commonwealth of Kentucky, at the cost to Customer. Said plans shall be prepared in consultation with the manager of the District and shall comply with specifications established by the District. After approval by the appropriate state agencies, said plans shall be submitted to the Commissioners of the District for consideration or approval. **PUBLIC SERVICE COMMISSION OF KENTUCKY**
- 2) Said plans shall state the number of customers who shall be served upon completion of the project. **DEPUTY**
- 3) The customer and the manager of the District shall determine the total cost of the proposed water main extension (exclusive of the meter connections) and the total length of the extension. Construction to be done in the most economical manner available. If construction is done by someone other than the District then the District shall inspect the construction. Copies of quotes, bids, checks, etc., shall be filed with the District for verification of cost where it shall be open to public examination. The District shall pay that portion of the cost of the water main extension equal to 50 feet for each applicant for service. That part of the cost not covered by the District's portion shall be contributed equally by those applicants desiring service on the main extension. Each applicant shall also be required to pay the District's approved "Tap-on-fee" for a meter connection to the main extension. For a period of ten years after the original construction of the main extension each additional customer directly connected to each particular extension will be required to contribute to the cost of that water main extension based **FEB 19 2002**

on a re-computation of both the District's portion of the total cost and each customer's contribution as set out above. The District must refund to those customers that have previously contributed to the cost of each main extension itself that amount necessary to reduce their contribution to the currently calculated amount for each customer connected to that extension. All customers directly connected to each main extension for a ten year period after it is placed in service are to contribute equally to cost of construction of the water main extension itself. In addition each customer must pay the approved "Tap-on-fee" applicable at the time of their applicator for the meter connection. The "Tap-on-fee" is not part of the refundable cost of the extension it may be changed during the refund period. In no case will the total amount refunded exceed the amount paid by the District. After the ten year refund period expires, any additional customer applying for service on each main extension must be connected for the amount of the approved "tap-on-fee" only.

4) Customer & District together shall obtain and provide all necessary easements, licenses, or permits for rights-of-way required for the water transmission lines.

5) The Customer shall convey the title to all water transmission lines, their appurtenances, to the District, its successors and assigns, with covenants that there are no liens or encumbrances on said lines at the time the lines are put in service.

6) The District has the right to extend the lines or to connect laterals therefrom.

7) This contract is valid only upon acceptance by the Commissioners of the District and the affixing to this contract of the signature of duly authorized Chairman of the Commission.

IN TESTIMONY WHEREOF, witness the hands of the Chairman of the Edmonson County Water District and the Customer the day and year appearing to the right of their signatures.

EDMONSON COUNTY WATER DISTRICT

CUSTOMER(S)

By: _____
Chairman

Attest:

Secretary/Treasurer

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 6.011,
SECTION 9 (1)

BY Stephen D. Bell
SECRETARY OF THE COMMISSION

NEW LINE EXTENSION CONTRACT FOR DEVELOPERS
IN A PROPOSED REAL ESTATE SUBDIVISION

This AGREEMENT. made and entered into by and between the EDMONSON COUNTY WATER DISTRICT, of Brownsville, Edmonson County, Kentucky, hereinafter called the "District", and

of, _____, Kentucky _____ hereinafter called the "Developer", whether one or more;

WITNESSETH: That

WHEREAS, the District has engaged in the treatment, transmission and sale of potable water; and

WHEREAS, the Developer is the owner of real property capable of being sub-divided, and has no public water service; and

WHEREAS, The District desires to serve developer with water and developer desires to receive such water service, but the District has not the funds, equipment or manpower to lay and construct lines to serve the Developer;

NOW, THEREFORE, THE PARTIES AGREE:

(1) Developer shall prepare or cause to be prepared and submit plans for the construction of water transmission lines, which shall comply with all regulations of any responsible agency or agencies of the Commonwealth of Kentucky, at the cost to Developer. Said plans shall be prepared in consultation with the Manager of the District and shall comply with specifications established by the District. After approval by the appropriate state agencies, said plans shall be submitted to the Commissioners of the District for consideration or approval.

(2) The Developer and manager of the District shall determine the total cost of the proposed water main extension (exclusive of the meter connections) and the total length of the extension, the expected minimum number of potential water customers. Construction to be done in the most economical manner available. If construction is done by someone other than the District, then the District shall inspect the construction. Copies of quotes, bids, checks, etc., shall be filed with the District for verification of cost where it shall be open to public examination. The District shall pay that portion of the cost of the water main extension equal to 50 feet for each applicant for service. Each year for a period of ten years after the original construction of the main extension the District will refund an amount equal to the cost of 50 feet of the construction cost for each additional customer connected to the system but in no case shall the total

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO KRS 166.0011,
SECTION 9 (1)

BY Stephen D. Bell
SECRETARY OF THE COMMISSION

amount refunded exceed the total amount of the construction cost.

(3) Developers and District together shall obtain all necessary easements, licenses or permits for rights-of-way required for the water transmission lines agreements.

(4) The District has the right to extend the lines or to connect laterals therefrom or to connect any customer desiring service upon payment of the approved "Tap-on-fee".

(5) The Developer shall notify the District when construction is complete, including all construction clean-up and Bacteriological approval, the District will accept possession of the water transmission line for the purpose of meter installing and serving customers and general maintenance; and the Developer shall convey the title to all water transmission lines, their appurtenance; to the District, its successors and assigns, with covenants that there are no liens or encumbrances on said lines at the time the line is put in service.

IN TESTIMONY WHEREOF, witness the hands of the Chairman of the Edmonson County Water District and the Developer the day and year appearing to the right of their signatures.

EDMONSON COUNTY WATER DISTRICT

DEVELOPER

By: _____
Chairman

Attest:

Secretary/Treasurer

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 19 2002

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

EDMONSON COUNTY WATER DISTRICT

P. O. BOX 208

BROWNSVILLE, KENTUCKY 42210

FILED

OCT 27 1989

**PUBLIC SERVICE
COMMISSION**

WATER SHORTAGE RESPONSE PLAN

Adopted by the Board of Commissioners

Donald S. Stewart
Chairman

Oct 23, 1989
Date

PUBLIC SERVICE COMMISSION
EDMONSON COUNTY, KENTUCKY
SECTION 9.02
Approved by Public Service Commission

OCT 27 1989

Date

PURSUANT TO 207 KAR 0012,
SECTION 9.02

Section 1. Purpose. The purpose of this plan is to provide for the declaration of official phases of water supply shortages and the implementation of voluntary and mandatory water conservation measures throughout the Edmonson County Water District in the event a shortage is declared.

Section 2. Definitions) These terms are applicable only for this Plan unless specifically noted.

- (a) "Customer" shall mean any person or entity using water for purpose from the Edmonson County Water District's water distribution system for which either a regular charge is made or, in the case of bulk sales, A cash charge is made at the site of delivery.
- (b) "Raw Water Supplies" shall mean all water potentially available to persons in the Edmonson County Water District.
- (c) "Treated Water" shall mean water that has been introduced by the Edmonson County Water District into its water distribution system, including water offered for sale. Uses of treated water are classified as follows:

Essential Water Uses (Class 1):

The following uses of water, listed by site or user type, are essential.

Domestic:

- Water necessary to sustain human life and the lives of domestic pets, and to maintain minimum standards of hygiene and sanitation.

Health Care Facilities:

- patient care and rehabilitation, including related filling and operation of swimming pools.

Water Hauling:

- sales of domestic use where not reasonably available elsewhere.

Public Use:

- firefighting
- health and public protection purposes, if specifically approved by health officials.

Socially or Economically Important Uses (Class 2):

The following uses of water, listed by site or user type, are socially or economically important.

Domestic:

- personal, in-house water use including kitchen, bathroom and laundry.

Water Hauling:

OCT 27 1969

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EDMONSON COUNTY WATER DISTRICT
CLERK'S OFFICE

- non-domestic, when other sources are not reasonably available elsewhere.

Commerical and Civic Use:

- commercial car and truck washes,
- laundromats
- restaurants, clubs and eating places.
- schools, churches, motels/hotels and similar commerical establishments.

Outdoor Non-Commercial Watering:

- minimal watering of vegetable gardens,
- minimal watering of trees where necessary to preserve them.

Outdoor Commercial or Public Watering (using conservation methods and when other sources of water are not available or feasible to use):

- agricultural irrigation for the production of food and fiber or the maintenance of livestock,
- watering by arboretums and public gardens of national, state, regional or community significance where necessary to perserve specimens,
- watering by commercial nurseries at a minimum level necessary to maintain stock,
- watering at a minimum rate necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulations,
- watering of woody plants where necessary to preserve them,
- minimal watering of golf course greens.

PUBLIC SCHOOL DIVISION
OF KENTUCKY
ETHELVA

Recreational:

- operation of municipal swimming pools and residential pools and residential pools that serve more than 125 dwelling units.

OCT 27 1989

Air Conditions:

- refilling for startup at the beginning of the cooling system,
- makeup of water during the cooling season,
- refilling specifically approved by health officials where the system has been drained for health protection or repair services.

Non-Essential Uses (Class 3):

Public Use:

- use of fire hydrants (excluding Class 1 and Class 2 uses), including use of sprinkler caps, testing fire apparatus and fire department drills,
- flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials.

Commerical and Civic Use:

- serving water in restaurants, clubs, or eating places, except by customer request,
- failure to repair a controllable leak,
- increasing water levels in scenic and recreational ponds and lakes, except for the minimum amount required to support fish and wildlife.

Ornamental Purposes:

- fountains, reflecting pools and artificial waterfalls.

Outdoor Non-Commercial Watering:

- use of water for dirt control or compaction,
- watering of annual or non-woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas.
- washing down buildings or structures for purposes other than immediate fire protections,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

PUBLIC SURFACE COMMISSION
OCT 27 1989

Outdoor Commercial or Public Watering:

- expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process,
- use of water for dirt control or compaction,
- watering of lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis

- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Recreational uses other than those specified in Class 2.

Non-commercial washing of motor and other vehicles.

Air Conditioning (see also Class 2 purposes):

- refilling cooling towers after draining.
- (d) "Base Entitlement" shall mean the monthly usage for a customer during the same month of the preceding calendar year or the average per customer usage for each class of service during the same month of the preceding year.
- (e) "Curtailed Entitlement" shall mean the monthly usage for a customer after any curtailment percentage has been applied.
- (f) "Curtailment" shall mean the reduction in entitlement by some percentage to meet anticipated water shortages.
- (g) Water Shortage Response Phases:
- "Advisory" shall mean that conditions exist which indicate the potential for serious raw or treated water supply shortages.
- "Alert" shall mean the raw or treated water supplies are consistently below seasonal averages, and if they continue to decline, may not be adequate to meet normal needs.
- "Emergency" shall mean that raw or treated water supplies are below the level necessary to meet normal needs and that serious shortages exist in the area.
- (h) "Rationing" shall mean that procedures must be established to provide for the equitable distribution of critically-limited raw or treated water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

Section 3. Applicability. The provisions of this Plan shall apply to all retail and wholesale customers of the Edmonson County Water District. When implemented, this Plan becomes the Edmonson County Water District's Water Shortage Response Regulation.

Section 4. Entitlements. Entitlements shall be established for each customer by adjusting the base entitlement to reflect any known change in usage pattern.

Section 5. Determination of Water Shortage. Water supply and usage shall be monitored on a continuous basis. Unrestricted demand shall be projected from past records and adjusted for changes such as new developments

and weather conditions on a regular basis. (Note: A sample calculation page is attached as Appendix A to assist in determining overall water levels. It is important that accurate water measurements be used.) Water shortages generally occur for two reasons, a reduction in available supplies or a system failure. Each of these has a distinct influence on the nature and duration of the conservation program implemented. Official declaration of a water shortage stage and implementation of the measures necessary to curtail water use shall be approved by the Board of Commissioners.

Section 6. Term of Water Shortage Declaration. Any water shortage declaration shall remain in effect until water supplies service conditions have returned to normal. A final determination as to terminating a water shortage declaration shall be made by the Board of Commissioners of the Edmonson County Water District.

Section 7. Water Shortage Stage, Criteria, Conservation and Curtailment Measures.

A. Advisory Stage:

- (1) Criteria: A water advisory shall be declared when the amount of treated water or raw water available for treatment is projected to be up to 5% below demand, or there are periods of low water pressure in one or more areas of the distribution system due to system failure or inadequacies or the State Division of Water insures a Water Shortage Watch which includes the areas from which the Edmonson County Water District draws water.
- (2) Conservation and Curtailment Measures:
 - (a) Declare a Water Shortage Advisory.
 - (b) Provide proper notice to all customers and to all local new media.
 - (c) Eliminate all water leaks.
 - (d) Request voluntary conservation of all non-essential (Class 3) water use.
 - (e) Request wholesale customers also issue request for voluntary conservation by their customers of all non-essential (Class 3) water use.

B. Alert Stage:

- (1) Criteria: A water alert shall be declared when the amount of treated water available is projected to be up to 10% below demand, or raw water supplies are consistently below seasonal averages and if they continue to decline, may not be adequate to meet normal needs.
- (2) Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Alert.
 - (b) Provide proper notice to all customers and to all

- (c) Eliminate all water leaks.
- (d) Prohibit all non-essential (Class 3) water uses.
- (e) Curtail entitlements to all customers by the same percentages as the projected shortage.
- (f) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$5.00 per 1,000 gallons.

C. Emergency Stage:

1. Criteria: A Water Emergency shall be declared when the amount of treated water available is projected to be up to 15% below demand, or there are periods of no water in one or more areas of the distribution system due to low water supply or raw water supplies below the level necessary to meet normal needs.
2. Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Emergency.
 - (b) Provide proper notice to all customeres and to all local news media.
 - (c) Eliminate all water leaks.
 - (d) Prohibit all Class 3 uses of water.
 - (e) Prohibit all Class 2 uses of water except Domestic uses for kitchens, bathrooms and laundries.
 - (f) Curtail all commerical and industrial entitlements (except Health Care Facilities) by 100%
 - (g) Curtail Residential entitlements by the same percentage as the projected shortage.
 - (h) Curtail entitlements to all wholesale customers by the same percentage as the projected shortage.
 - (i) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$10.00 per 1,000 gallons.

PUBLIC HEALTH DEPARTMENT
OF EDMONSON COUNTY
EFFECTIVE

D. Rationing Stage:

OCT 27 1989

1. Criteria: Treated water available is greater than 20% below demand or raw water supplies are below the level necessary to meet essential needs, and in the opinion of the Edmonson County Water District mandatory rationing is required to insure adequate water is available to maintain public health and safety.
2. Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Rationing.

- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Prohibit all Class 3 and Class 2 uses of water.
- (e) Curtail all commercial and industrial entitlement (except Health Care Facilities) by 100%.
- (f) Curtail all residential and wholesale entitlements by the same percentage as the projected shortage.
- (g) Implement service interruptions to portions of system in accordance with approved published schedule. The schedule shall be provided to all local media.
- (h) Begin billing customer water usage in excess of curtailment entitlement at the normal rate plus an excess usage charge of \$25.00 per 1,000 gallons.

Section 8. Enforcement of Water Restriction. Any person who violates the provisions of this Plan, who fails to carry out the duties and responsibilities imposed by this Plan, or who impedes or interferes with any action undertaken or ordered pursuant to this Plan shall be subject to the following:

- (a) If the utility official charged with implementation and enforcement of this Plan learns of any violation of any water use restriction imposed, a written notice of the violation shall be affixed to the property where the violation occurred and mailed to the customer of record. (Note: Form Attached Appendix B) Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within 48 hours.
- (b) The notice will inform the customer of his or her right to appeal by requesting a hearing before the utility's designee. If a hearing is requested by the customer in writing, he or she shall be given full opportunity to be heard before termination. The governing body shall make findings of fact and decide whether service should continue or terminate.
- (c) Any customer whose water service is terminated for violating provisions of this water curtailment plan shall be subject to the approved reconnection fee prior to reconnection of service.
- (d) The excess usage charge billing provisions of this Plan shall not be put in effect if a county or city ordinance containing penalty provisions is in effect to assist enforcement of this Plan.

PLANNING DEPARTMENT

OCT 27 1989

PLANNING DEPARTMENT

OCT 27 1989

Section 9. Request for Exception

- (a) Exception to water use restrictions: If compliance with any curtailment measure authorized herein would cause a customer to bear extraordinary hardship, that individual or entity may apply to the Edmonson County Water District in writing for an exception. This written request must be made within 15 days of declaration of the shortage. (Note: Form Attached as Appendix C) For these purposes, "extraordinary hardship" shall be defined as a condition which may threaten health and safety, or cause property or economic losses, each of which must be shown to be substantially more severe than the sacrifices borne by other users. If extraordinary hardship is found to exist, then an exception shall be granted and a written waiver issued to the customer. If an appeal is made, water service shall be continued until a decision is announced. Any person aggrieved by the decision may file a complaint with the Public Service Commission.
- (b) Exception to curtailment surcharge: Exceptions to excess use charges shall not be considered or granted.

Section 10. Severability. If any provision of this Plan is declared invalid by the courts, the remainder of the Plan and its applicability to other persons and circumstances shall not be affected by that declaration.

Section 11. Effective Date. This Plan shall take effect immediately upon approval by the Public Service Commission.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
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OCT 27 1989

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PUBLIC SERVICE COMMISSION

APPENNDIX A

PROJECTED DEMAND WORKSHEET FOR _____
(MONTH) (YEAR)

The information below would be used to estimate projected demand for one (1) month.

Calculations will be done at the beginning of each month.

Average use in _____ for the past 5 years: _____gpd
(last month)

Average use in _____ for 2 years ago: _____gpd
(last month)

Average use in _____ for 1 year ago: _____gpd
(last month)

Average use in _____ for current year: _____gpd
(last month)

Average use in _____ for the past 5 years:: _____gpd
(last month)

Average use in _____ for 2 years ago: _____gpd
(last month)

Average use in _____ for 1 year ago: _____gpd
(last month)

Usage Notes:

PUBLIC WORKS DEPARTMENT
OF ALABAMA
BIRMINGHAM

Weather Notes:

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PURCHASED BY THE STATE OF ALABAMA

Average projected use for _____:

Without conservation measures: _____gpd

With advisory conservation measures
(_____ reduction) _____gpd

With alert conservation measures
(More than _____ reduction) _____gpd

With emergency conservation measures
(More than _____ reduction) _____gpd

With rationing conservation measures
(More than _____ reduction) _____gpd

APPENDIX B

CUSTOMER NAME: _____

CUSTOMER ADDRESS: _____

CUSTOMER ACCOUNT NUMBER: _____

COMPLETE EXPLANATION OF
VIOLATION: _____

CHAIRMAN - DATE

NOTE: YOU AS A CUSTOMER HAVE A RIGHT TO APPEAL THIS VIOLATION BY REQUESTING A HEARING BEFORE THE UTILITY'S DESIGNEE. THIS REQUEST MUST BE MADE IN WRITING TO THE EDMONSON COUNTY WATER DISTRICT, POST OFFICE BOX 208, BROWNSVILLE, KENTUCKY 42210.

DATE CORRECTED: _____

CORRECTIVE MEASURES
IMPELEMENTED: _____

INSPECTED BY: _____

DATE: _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
BUREAU

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BUREAU OF UTILITIES
DIVISION OF REGULATION

APPENDIX C

CUSTOMER NAME: _____

CUSTOMER
ADDRESS: _____

CUSTOMER ACCOUNT NUMBER: _____

COMPLETE EXPLANATION OF WHY EXCEPTION IS NEEDED:

Customer Signature - Date

THIS REQUEST FOR EXCEPTION TO WATER USE RESTRICTION IS HEREBY

() GRANTED

() DENIED

CHAIRMAN

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE

OCT 27 1989

FORWARDED TO THE
PUBLIC SERVICE COMMISSION
BY THE
KENTUCKY WATER RESOURCES
DEPARTMENT

RIGHT OF WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that _____, hereinafter called Grantors in consideration of One Dollar (\$1.00) and other good and valuable consideration paid by Edmonson County Water District, hereinafter called the Grantee, the receipt and sufficiency of which is hereby grant, bargain, sell, transfer, and convey to said grantee its successors, and assigns, a perpetual easement to use, operate, inspect, repair, maintain, replace, and remove a water transmission line over and across the following land owned by Grantor in Edmonson County, State of Kentucky: Consisting of about _____ acres or lot and for a more thorough description of the land, reference is made to Deed Book _____, page _____, records of the Edmonson County Court Clerk's office, and to the description set out therein, together with the right of ingress and egress over Grantors' adjacent lands for the purposes for which the above-mentioned rights are granted. The easement hereby granted shall not exceed 30 feet in width, the center line thereof to be located across said land as follows: 15 feet from and parallel with the State Highway right of way line. The consideration recited herein shall constitute payment in full for all damages sustained by Grantors by reason of the installation of the structures referred to herein and the Grantee will maintain such easement in a state of good repair and efficiency so that no unreasonable damages will result from its use to Grantors' premises. This Agreement together with other provisions of this grant shall constitute a covenant running with the land for the benefit of the Grantee, its successors, and assigns. The Grantors covenant that they are the owners of the above-described lands and that said lands are free and clear of all encumbrances and liens except the following:

IN WITNESS WHEREOF the said Grantors have executed this instrument this _____ day of _____, 19_____.

witness

property owner

witness

STATE OF KENTUCKY
COUNTY OF EDMONSON...SCT.

I, _____, Notary Public in and for the County and State aforesaid, certify that the foregoing Right of Way Easement was produced to me in said County and acknowledged to before me by _____, party Grantors thereto be their _____ and deed.

Given under my hand this _____ day of _____, 19_____.
NOV 1 1991

My commission expires pursuant to 807 KAR 5.011.
SECTION 9 (1)
BY: _____
PUBLIC SERVICE COMMISSION MANAGER

ck #

Property Location: _____

NOTE: PLEASE READ BEFORE SIGNING.

Applicant's Phone No. _____

CONTRACT FOR WATER SERVICES

THIS CONTRACT made and entered into this _____ day of _____, 19____, between _____ whose address is

_____ party of the FIRST PART, and THE EDMONSON COUNTY WATER DISTRICT, BROWNSVILLE, KENTUCKY Party of the SECOND PART: WITNESSETH THAT for and in consideration of the effort of the Edmonson County Water District Commissioners: to secure financing for the construction of an addition to this District, and in consideration of the other users signing similar contracts, the party or parties of the FIRST PART hereby agree to connect to the waterworks system. The party of the FIRST PART hereby agrees to connect to the proposed waterworks system of the part of the SECOND PART. The residential (5/8") meter tap-on-fee of the proposed system is \$_____ prior to deadline time set before construction begins or \$_____ thereafter. Contributions will be refunded only if your property is not reached with water service or the project is not constructed. The connect fee must be paid in full at the time the application for service is made. A \$25.00 Membership Fee shall be deposited with the Water District for each service.

The monthly water rates will be as approved by the Public Service Commission of Ky.

The party of the FIRST PART understands that the rates above set out are those presently in effect for the Edmonson County Water District, but should the Edmonson County Water District be merged with one or more other water districts the rates may be adjusted by reasons of such merger subject to approval of the Public Service Commission of Kentucky. In the event of merger, to which the party of the FIRST PART expressly agrees, this contract shall be binding on the party of the SECOND PART, its successors and assigns.

It is understood and agreed that the party of the SECOND PART reserves the right to determine the size of service connection to be used to supply water to the party of the FIRST PART. A 5/8" x 3/4" meter will be used unless the party of the FIRST PART contracts for a larger meter. A separate meter must be installed for each residence. **NO TWO RESIDENCES WILL BE ALLOWED TO CONNECT TO THE SAME METER.**

It is understood and agreed that at such time as the System is constructed, the party of the FIRST PART AGREES to connect to said system but in the event the party of the FIRST PART refuses to so connect, or pay at least the minimum monthly water bill prescribed by the District for a period of _____ months from the time water becomes available, the party of the FIRST PART shall be liable for his connection fee, and if, thereafter, party of the FIRST PART desires to connect to said system, the party of the FIRST PART shall be obliged to pay again the full connection charge as then stipulated by the party of the SECOND PART. The FIRST PARTY AGREES not to resell or give away water purchased hereunder.

If the system is constructed and the party of the FIRST PART's property is reached with water service the party of the SECOND PART will set the water meter on the property of the FIRST PART at the point which is most convenient to the party of the SECOND PART. If the system is constructed, but the property is not reached by the District's line, any payment shall be fully refunded. The party of the SECOND PART does not guarantee service to the party of the FIRST PART. Construction of water facilities to the property of the party of the FIRST PART depends on feasibility, availability of funds for construction and approval of all local state and federal agencies having jurisdiction over the party of the SECOND PART. It may take from one to five years to construct the project.

The rights of the FIRST PARTY ARE SUBJECT to such further rules and regulations as the District Commissioners may prescribe. The District may terminate service to any customer failing to pay a water bill when past due or for violating a regulation.

Deposits to insure payment of monthly water bills and penalties on delinquent water bills shall be as the party of the SECOND PART may hereafter prescribe.

The signing of this contract by a Commissioner of the Water District is authority of the Board of Commissioners and said execution thereof is in his official capacity only and said Commissioners shall not be personally liable on this Contract.

The party of the FIRST PART agrees to permit the District to lay, maintain, repair, remove a water main, valves, valve boxes, markers and hydrants and to lay, maintain, remove and disconnect a service line and meter, and read the meters at a point on customer's property to be designated by the District for each signed connection with right of ingress and egress for these purposes over customer's property. Should an easement be needed, the party of the FIRST PART agrees to grant an easement to the party of the SECOND PART for installation of the main distribution line within 25 feet of the public way.

The party of the FIRST PART agrees to install and maintain at his own expense, a service line which begin at the property line and extend to the dwelling or place of business and other portion of his premises.

NOV 1 1991

WITNESS: _____ CUSTOMER

PURSUANT TO 807 KAR 5.011.

SECTION 9 EDMONSON COUNTY WATER DISTRICT
(A BODY CORPORATE)

BY: _____
PUBLIC SERVICE COMMISSION

TITLE

WATER HYDRANT AGREEMENT

This AGREEMENT made and entered into this _____ day of _____, 19____, by and between the EDMONSON COUNTY WATER DISTRICT, hereinafter called the DISTRICT, and _____, of _____, Kentucky, hereinafter called CUSTOMER;

WITNESSETH:

WHEREAS, Customer wants to install, at its/his/her sole cost and expense, a hydrant connected to the water transmission system of the District;

WHEREAS, the location of the proposed hydrant is at a site where there is a lack of sufficient water capacity or pressure available to the direct connection of any fire fighting equipment;

WHEREAS, the Customer has been made fully aware of the deficiency of service for the purpose of direct firefighting.

NOW, THEREFORE, THE PARTIES HERETO AGREE:

1. The Customer is allowed to connect a water hydrant to the water transmission system of the District for the sole purpose of filling tanks for the indirect purpose of fighting fires and said location is marked on a map attached hereto and made a part hereof as Exhibit 1. Any connection shall be made by personnel of the District and the cost thereof shall be payable within thirty days from the issuance of an invoice for the cost.

2. No warranty is made by the District nor any assurances given to the

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

NOV 1 1991

PURSUANT TO 807 KAR 5:011.
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

Customer that there will be sufficient water or pressure to fill said tanks.

3. Customer shall make full and complete disclosure of this agreement to any insurance carrier that the water hydrant is not for the direct fighting of fires.

4. Customer understands that the primary purpose of the water transmission lines of the District are for the delivery of potable water for domestic or commercial use and not for the fighting of fires.

5. Should the Customer connect to the water hydrant for the direct fighting of fires, then, and in that event, the District shall, at Customer's sole cost and expense, remove said hydrant. Customer covenants with the District that it/he/she will indemnify the District for any damages sustained by reason of the connection to the water hydrant for the purpose of direct fighting of fires.

6. Customer covenants with the District that there will be no pumping from the hydrant and that the tank or tanks will be filled solely from the pressure supplied by the District in the transmission of its water.

IN TESTIMONY WHEREOF, witness the hands of the officers of the District and the hand(s) of Customer the day and year first above written.

EDMONSON COUNTY WATER DISTRICT

BY: _____
Chairman

ATTEST:

Secretary PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

NOV 1 1991

Customer

PURSUANT TO 807 KAR 5:011.
SECTION 9 (1)

BY: Sharon Hall
PUBLIC SERVICE COMMISSION MANAGER